

**ORDINANCE NO. 2007-07-S**

**AN ORDINANCE TO AMEND SECTION 17.43 OF THE CODE OF  
ORDINANCES OF THE VILLAGE OF STURTEVANT TO ELIMINATE ANY  
REQUIREMENT OF A PUBLIC HEARING PRIOR TO CONDITIONAL USE  
PERMIT ISSUANCE**

The Village Board of the Village of Sturtevant, Racine County, Wisconsin, do hereby ordain as follows:

1. That subsection 17.43(1) of the Code of Ordinances of the Village of Sturtevant be and hereby is amended to read as follows:

**“17.43 CONDITIONAL USES.**

- (1) APPLICATION. Applications for conditional use permits shall be made in duplicate to the Building Inspector on forms furnished by the Building Inspector and shall include the following:
  - (a) Names and addresses of the applicant, owner of the site, architect, professional engineer, contractor and all opposite and abutting property owners of record.
  - (b) Description of the subject site by lot, block and recorded subdivision or by metes and bounds; address of the subject site; type of structure; proposed operation or use of the structure or site; number of employees; and the zoning district within which the subject site lies.
  - (c) Plat of survey prepared by a registered surveyor showing all of the information required under Section 17.42(2) for a land use permit and, in addition, the following: mean and historic high water lines on or within 40’ of the subject premises and existing and proposed landscaping.
  - (d) Fee receipt from the Building Inspector for \$75.
  - (e) Additional information may be required such as ground surface elevations, basement and first floor elevations, utility elevations, historic and probable future floodwater elevations, areas subject to inundation by floodwaters, depths of inundation, floodproofing measures, soil type, slope, boundaries and plans for proposed structures giving dimensions and elevations pertinent to the determination of the hydraulic capacity of the structure or its effects on flood flows.”

2. That subsection 17.43(2)(a) of the Code of Ordinances of the Village of Sturtevant be and hereby is amended to read as follows:

“(2) REVIEW AND APPROVAL.

- (a) Procedure. The Plan Commission shall recommend to the Village Board the approval or disapproval of the proposed conditional use and, if approval, the conditions under which it should be granted. Prior to the meeting during which the Plan Commission will review and make its recommendation as to a proposed conditional use, the Plan Commission shall cause to be published as a Class I notice its agenda indicating the Plan Commission’s consideration of the proposed conditional use, and further indicating that the Plan Commission will entertain any public comment as to the proposed conditional use during said meeting. After reviewing the Plan Commission’s final recommendation, the Village Board shall then approve or disapprove such proposed conditional use and, if approved, shall specify the conditions under which it is approved.”

3. That subsection 17.43(2)(c) of the Code of Ordinances of the Village of Sturtevant be and hereby is amended to read as follows:

- “(c) Decision. The Village Board shall decide all applications within 30 days and shall transmit a signed copy of its decision to the applicant.”

4. That subsection 17.43(4) of the Code of Ordinances of the Village of Sturtevant be and hereby is amended to read as follows:

- “(4) AMENDMENT. (Cr. #93-6) Any amendment to a conditional use permit shall only be granted upon application and review as provided above for the granting of a conditional use permit. The Village may waive requirements as to information already filed with the Village in connection with the existing conditional use permit.”

5. That this ordinance shall be in force and effect upon adoption and publication as provided by law.

Adopted by the Village Board of the Village of Sturtevant, Racine County, Wisconsin, this 17<sup>th</sup> day of July, 2007.

**VILLAGE OF STURTEVANT**

By: \_\_\_\_\_  
Steven Jansen, President

Attest: \_\_\_\_\_  
Mary Hanstad, Clerk